

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
NORTHEASTERN DIVISION**

## **PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT**

COMES NOW the Plaintiff, by and through his counsel, and pursuant to Fed. R. Civ. P. 56(c) and Fed. R. Civ. P. 56(d), hereby requests this Honorable Court for the entry of Partial Summary Judgment on the basis and for the reasons fully stated in his supporting Memorandum.

/s/ Penny Hays Cauley  
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**CERTIFICATE OF SERVICE**

I hereby certify that on November 10, 2010, I electronically filed the foregoing via the CM/ECF System, which will notify the following counsel of record:

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